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March 18, 2020

By Overnight Mail

Justin Reilly, Esq.
Neil H. Greenberg & Associates, P.C.
4242 Merrick Road
Massapequa, NY 11758

Re: Smith v. County of Suffolk
Docket No. 16-CV-2951 (JFB)(AYS)

Dear Mr. Reilly:

As you know, we are co-counsel to Suffolk County. Enclosed for service is the County's Offer of Judgment pursuant to Fed. R. Civ. P. 68. Consistent with that Rule, in the event that the plaintiffs do not accept this offer by the end of business on April 2, 2020, the offer will be deemed withdrawn and of no further force or effect.

If you have any questions about it, please contact me.

Very truly yours,

A handwritten signature in dark ink, appearing to read 'Richard K. Zuckerman', written over a horizontal line.

Richard K. Zuckerman

RKZ/mjm
cc: Michael J. Petra, Esq.

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

----- X
DAVID SMITH, DAWN RUGGIERO, and
JODI PAGEL, Individually, and on behalf of all
others similarly situated,

Plaintiffs,

-against-

COUNTY OF SUFFOLK,

Defendant.
----- X

Docket No. 16-CV-2951
(JFB)(AYS)

**OFFER OF JUDGMENT
PURSUANT TO FED. R.
CIV. P. 68**


TO: Justin M. Reilly, Esq.
NEIL H. GREENBERG & ASSOCIATES, P.C.
Attorneys for Plaintiff
4242 Merrick Road
Massapequa, New York 11758

PLEASE TAKE NOTICE that the above-named defendants, pursuant to Federal Rule of Civil Procedure 68, hereby offer to allow judgment to be entered against them in the amount of \$400,000, to be paid by the defendant in full and final resolution of all claims and issues raised in plaintiffs' complaint and asserted against the defendant, including but not limited to attorneys' fees and costs accrued through the date of plaintiffs' acceptance of this offer. This offer is not to be construed as any admission of fault on the part of the defendant.

Dated: Melville, New York
March 18, 2020

LAMB & BARNOSKY, LLP

By:



Richard K. Zuckerman

Matthew J. Mehnert

Attorneys for Defendant County of Suffolk
534 Broadhollow Road, Ste. 210
P.O. Box 9034
Melville, New York 11747-9034
(631) 414-5808

Lynne Bizzarro, Esq.
Suffolk County Law Department
Attorneys for Defendant County of Suffolk
H. Lee Dennison Building
100 Veterans Memorial Highway
Hauppauge, New York 11788
(631) 853-4049

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

-----X
DAVID SMITH, DAWN RUGGIERO, and JODI PAGEL,
Individually, and on behalf of all others similarly situated,

16-CV-2951 (ENV)(AYS)

Plaintiffs,

-against-

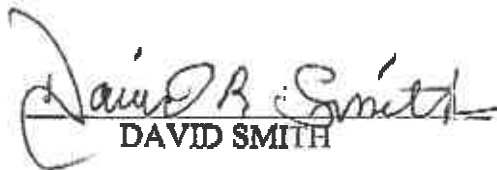
COUNTY OF SUFFOLK,

Defendant.
-----X

PLAINTIFFS' ACCEPTANCE OF DEFENDANT'S RULE 68 OFFER OF JUDGMENT

I, David Smith, hereby accept Defendant County of Suffolk's Rule 68 Offer of Judgment
attached hereto.

Dated: March 23, 2020


DAVID SMITH

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

-----X
DAVID SMITH, DAWN RUGGIERO, and JODI PAGEL,
(AYS)

16-CV-2951 (ENV)

Individually, and on behalf of all others similarly situated,

Plaintiffs,

-against-

COUNTY OF SUFFOLK,

Defendant.

-----X

**PLAINTIFFS' ACCEPTANCE OF DEFENDANT'S RULE 68 OFFER OF
JUDGMENT**

I, Dawn Ruggiero, hereby accept Defendant County of Suffolk's Rule 68 Offer of
Judgment attached hereto.

Dated: March 23, 2020


DAWN RUGGIERO

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

-----X
DAVID SMITH, DAWN RUGGIERO, and JODI PAGEL,
Individually, and on behalf of all others similarly situated,

16-CV-2951 (ENV)(AYS)

Plaintiffs,

-against-

COUNTY OF SUFFOLK,

Defendant.
-----X

PLAINTIFFS' ACCEPTANCE OF DEFENDANT'S RULE 68 OFFER OF JUDGMENT

I, Jodi Pagel, hereby accept Defendant County of Suffolk's Rule 68 Offer of Judgment
attached hereto.

Dated: March 23, 2020


JODI PAGEL